## CITY OF SAMMAMISH WASHINGTON

**Ordinance O2004 - 155** 

AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, PERTAINING TO LAND USE AND ZONING; AMENDING CHAPTER 21A.35 OF THE SAMMAMISH MUNICIPAL CODE TO ADD A NEW SECTION 21A.35.055 PERTAINING TO LANDSCAPING REQUIREMENTS FOR STORM DRAINAGE FACILITIES.

WHEREAS, the Sammamish Municipal Code (SMC) does not address requirements for landscaping storm drainage facilities; and,

WHEREAS, the King County Surface Water Design Manual has been adopted by the City to regulate such facilities; and,

WHEREAS, the King County Surface Water Manual has guidelines for landscaping such facilities; and,

WHEREAS, storm drainage facilities by their very nature do not present an aesthetically pleasing attribute to a development; and,

WHEREAS, minimum landscaping requirements for these types of facilities is in the public interest.

## NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH, WASHINGTON, DO ORDAIN AS FOLLOWS:

<u>Section 1.</u> A new Section 21A.35.055 SMC, Landscaping – Drainage facilities, is hereby adopted to read as follows:

1. The optional landscaping requirements established for detention facilities in the King County Surface Water Design Manual, Section 5.3.1, are hereby adopted by reference and shall be mandatory for all drainage facilities not located entirely underground. The department shall review and approve proposed landscaping plans. Revisions to plans or additional landscaping requirements may be required to ensure that the proposed landscaping provides an effective screen and an enhancement to the overall appearance of the facility. Trails or walkways may be incorporated into the landscaping plan.

<u>Section 2. Severability</u>. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

<u>Section 3. Effective Date</u>. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

## ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 6<sup>th</sup> DAY OF JULY 2004.

CITY OF SAMMAMISH

Mayor Kathleen Huckabay

ATTEST/AUTHENTICATED:

Melonie Anderson/City Clerk

Approved as to forma

Bruce L. Disend, City Attorney

Filed with the City Clerk:

May 28, 2004

First Reading:

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Passed by the City Council:

July 6, 2004

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July 15, 2004